

Claim 10 yes

D. Express2 Monorail Stent Delivery Catheters

Claim 9 yes

Claim 10 yes

E. Liberté OTW Stent Delivery Catheters

Claim 9 yes

Claim 10 yes

F. Liberté Monorail Stent Delivery Catheters

Claim 9 yes

Claim 10 yes

G. Maverick OTW Catheters

Claim 9 yes

Claim 10 yes

H. Maverick Monorail Catheters

Claim 9 yes

Claim 10 yes

I. Maverick2 Monorail Catheters

Claim 9 yes

Claim 10 yes

QUESTION NO 2:

Do you find by a preponderance of the evidence that the defendant infringes the asserted claims of the Fitzmaurice '358 patent?

Answer "YES" or "NO" for each accused product and each asserted claim.

A. Taxus Express2 OTW Stent Delivery Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

B. Taxus Express2 Monorail Stent Delivery Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

Claim 5 yes

Claim 6 yes

C. Express2 OTW Stent Delivery Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

D. Express2 Monorail Stent Delivery Catheters

Claim 1 yes
Claim 2 yes
Claim 3 yes
Claim 4 yes
Claim 5 yes
Claim 6 yes

E. Liberté OTW Stent Delivery Catheters

Claim 1 yes
Claim 2 yes
Claim 3 yes
Claim 4 yes

F. Liberté Monorail Stent Delivery Catheters

Claim 1 yes
Claim 2 yes
Claim 3 yes
Claim 4 yes
Claim 5 yes
Claim 6 yes

G. Maverick OTW Catheters

Claim 1 yes
Claim 2 yes

Claim 3 yes

Claim 4 yes

H. Maverick2 Monorail Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

Claim 5 yes

Claim 6 yes

I. Quantum Maverick OTW Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

J. Quantum Maverick Monorail Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

Claim 5 yes

Claim 6 yes

QUESTION NO. 3:

Do you find by a preponderance of the evidence that the defendant infringes the asserted claims of the Fitzmaurice '057 patent?

Answer "YES" or "NO" for each accused product and each asserted claim.

A. Taxus Express2 OTW Stent Delivery Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

B. Taxus Express2 Monorail Stent Delivery Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

C. Express2 OTW Stent Delivery Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

D. Express2 Monorail Stent Delivery Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

E. Liberté OTW Stent Delivery Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

F. Liberté Monorail Stent Delivery Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

G. Maverick OTW Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

H. Maverick2 Monorail Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

I. Quantum Maverick OTW Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

J. Quantum Maverick Monorail Catheters

Claim 1 yes

Claim 2 yes

Claim 3 yes

Claim 4 yes

QUESTION NO. 4:

Do you find by clear and convincing evidence that the asserted claims are invalid because they are anticipated?

Answer "Yes" or "No" for each asserted claim.

A. The Anderson '364 Patent

Claim 9 NO

Claim 10 NO

B. The Fitzmaurice '358 Patent

Claim 1 NO

Claim 2 NO

Claim 3 NO

Claim 4 NO

Claim 5 NO

Claim 6 NO

C. The Fitzmaurice '057 Patent

Claim 1 NO

Claim 2 NO

Claim 3 NO

Claim 4 NO

QUESTION NO. 5:

Do you find by clear and convincing evidence that the asserted claims are invalid because they are obvious?

Answer "Yes" or "No" for each asserted claim.

A. The Anderson '364 Patent

Claim 9 NO

Claim 10 NO

B. The Fitzmaurice '358 Patent

Claim 1 NO

Claim 2 NO

Claim 3 NO

Claim 4 NO

Claim 5 NO

Claim 6 NO

C. The Fitzmaurice '057 Patent

Claim 1 NO

Claim 2 NO

Claim 3 NO

Claim 4 NO

QUESTION NO. 6:

Do you find by clear and convincing evidence that the asserted claims are invalid because they fail to satisfy the written description requirement?

Answer "Yes" or "No" for each asserted claim.

A. The Anderson '364 Patent

Claim 9 NO

Claim 10 NO

B. The Fitzmaurice '358 Patent

Claim 1 NO

Claim 2 NO

Claim 3 NO

Claim 4 NO

Claim 5 NO

Claim 6 NO

C. The Fitzmaurice '057 Patent

Claim 1 NO

Claim 2 NO

Claim 3 NO

Claim 4 NO

QUESTION NO. 7:

Do you find by clear and convincing evidence that the asserted claims are invalid because they are not enabled?

Answer "Yes" or "No" for each asserted claim.

A. The Anderson '364 Patent

Claim 9 NO

Claim 10 NO

B. The Fitzmaurice '358 Patent

Claim 1 NO

Claim 2 NO

Claim 3 NO

Claim 4 NO

Claim 5 NO

Claim 6 NO

C. The Fitzmaurice '057 Patent

Claim 1 NO

Claim 2 NO

Claim 3 NO

Claim 4 NO

If you find that the defendant has infringed any of the claims of the **Anderson '364 patent** and that the infringed claims are not invalid, then answer the following Question. Otherwise, do not answer the following Question.

QUESTION NO. 8:

What sum of money, if any, if paid now in cash, would fairly and reasonably compensate the plaintiff as a reasonable royalty for any infringement of the Anderson '364 patent you have found?

Answer in dollars and cents, if any, for a reasonable royalty.

Answer: ~~\$250,000,000.~~⁰⁰ *am*

\$ 83,000,000.⁰⁰

If you find that the defendant has infringed any of the claims of the **Fitzmaurice '358 and '057 patents** and that the infringed claims are not invalid, then answer the following Question. Otherwise, do not answer the following Question. The jury foreperson should instead sign and date the Verdict Form and return it to the Security Officer.

QUESTION NO. 9:

What sum of money, if any, if paid now in cash, would fairly and reasonably compensate the plaintiff as a reasonable royalty for any infringement of the Fitzmaurice '358 and '057 patents you have found?

Answer in dollars and cents, if any, for a reasonable royalty.

Answer: \$ 167,000,000.⁰⁰

Signed this 27 day of May, 2008.

JURY FOREPERSON